

Practitioner's Docket No. MORO-1 CONT III

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ricardo J. Moro

Application No.: 10/688,464

Group No.: 1642

Filed: October 17, 2003

Examiner: Susan NMN Ungar

For: DETECTION AND TREATMENT OF CANCER

Mail Stop Petition AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 41.31)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed July 3, 2006, for a second time rejecting claims 21-24.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is *mandatory*;  
*Express Mail certification is optional.*)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

X with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

☐ as "Express Mail Post Office to Addressee"

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TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

Signature

Tracey L. Klaas

(type or print name of person certifying)

Date: 1/2/07  
01/08/2007 CCHAU1 00000047 10688464

01 FC:1401

500.00 DP

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

01/08/2007 CCHAU1 00000047 10688464 1020.00 DP 02 FC:1253

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Notice of Appeal is:

Other than a small entity           \$500.00

Notice of Appeal fee due           \$500.00

**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for 3:

Fee       \$1,020.00

If an additional extension of time is required, please consider this a petition therefor.

An extension for three months has already been secured, and the fee paid therefor of \$1,020.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request       \$0.00

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee   \$500.00

Extension fee   \$0.00

**TOTAL FEE DUE   \$500.00**

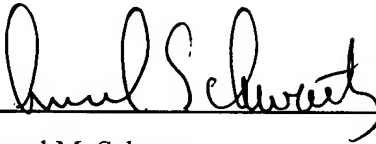
**5. FEE PAYMENT**

Attached is a check in the amount of \$500.00.

A duplicate of this transmittal is attached.

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 19-0737.



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